UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-11340 DPW

PLAINTIFF'S MOTION FOR CONTINUANCE (ASSENTED TO)

Plaintiff Stephen Keefe hereby moves this Court to continue the motion hearing which has just been re-scheduled by the Court for September 27, 2006, at 2:30 p.m. The grounds for this Motion is that the undersigned has already been scheduled for several months to appear in Worcester Superior Court on a motion to dismiss in another case also for September 27, 2006, at 2:00 p.m. Therefore the undersigned will not be able to appear at this Court's motion hearing just re-scheduled for that same date.

The undersigned has communicated with counsel for the defendants, and he has indicated that his have no opposition to this Motion.

WHEREFORE the motion hearing in this case should be re-scheduled.

Stephen Keefe By his attorney

Scott A. Lathrop, Esq.

Scott A. Lathrop & Associates

Scott a la shoop

122 Old Ayer Road Groton, MA 01450 (978) 448-8234 BBO No. 287820

Dated: September 15, 2006

Certificate of Service

I, Scott A. Lathrop, hereby certify that I have served the foregoing Motion on the defendants by mailing this day a copy to the last known address of their Attorney of Record.

Scott A. Lathrop

Scott a la shoop

Dated: September 15, 2006